

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR JUSTICE A.GOPAL REDDY
and
THE HON'BLE MR JUSTICE NOOTY RAMAMOHANA RAO

TAKEN UP WRIT PETITION NO : 24395 of 2007

DATE:03.12.2007

Between:

Ramisetty Sreedevamma

..... PETITIONER

AND

1. The Station House Officer, II Town Police, Ongole, Prakasam District and another.

.....RESPONDENTS

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ORAL ORDER: (per Hon'ble Sri Justice Nooty Ramamohana Rao)

The telegram, dated 13.11.2007, sent by the petitioner to the Hon'ble the Chief Justice has been taken up as a writ petition. It is alleged in the telegram that her cousin one Thota Durga Rao, S/o. Subba Rao of Ongole, was whisked away by Ongole II Town Police on 8.11.2007 and he has been confined by the police at a secrete place. Apprehending danger to his life, the telegram has been sent up.

Pursuant to the notice issued, the Sub-Inspector of Police, II Town Police Station, Ongole filed detailed counter affidavit. It is represented therein that the daughter-in-law of the alleged detenu lodged a complaint, which was registered in Crime No.71 of 2007 for the offence under Section 498-A r/w Section 34 and 506 IPC as well as Section 3 and 5 of the Dowry Prohibition Act, 1961. In the said crime, the petitioner herself has been arrayed as accused No.2. For the purpose of counselling, the family members were asked to appear before the counselling centre on 6.11.2007 and that the petitioner had appeared on the said date and informed the police that her son was not available. In those circumstances, the police advised the petitioner to come again to the counselling centre along with her son, but they have not detained either the petitioner or anyone else as alleged in the telegram. The police have also asserted that the alleged detenu was moving freely on his own, and in fact, he had made a statement before the Mandal Executive Magistrate, Ongole, on 27.11.2007 stating that he has not been detained by the police; that he has been freely moving on his own and that he had only been asked to appear before the family counselling

centre, so as to see that the differences that are persisting amongst various members of the family could amicably be sorted out.

In this view of the matter, and in view of the statement made by the alleged detenu before the Mandal Executive Magistrate, Ongole, on 27.11.2007, the present Writ Petition is dismissed without costs.

(A. GOPAL REDDY, J.)

(NOOTY RAMAMOHANA RAO, J.)

3rd December, 2007
Js.